

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Health Medical & Family Welfare Department – Dr. B. Kalidas, Assistant Director (Retired), Govovernment Maternity Hospital, Nayapul, Hyderabad – Penalty of withholding of 10% pension for a period of two years – Awarded – Appeal – Filed – Rejection – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Rt. No. 1434

Dated:20-10-2010

Read the following:-

- 1) G.O. Ms. No. 112, Health Medical & Family Welfare (VC.I) Department, dated 11.05.2010.
- 2) Appeal petition of Dr. B. Kalidas, Asst. Director (Retired), Government Maternity Hospital, Nayapul, Hyderabad, dated 18.05.2010.

ORDER:

In the G.O. first read above, Government have issued orders awarding the penalty of withholding of 10% pension for a period of two years against Dr. B. Kalidas, Assistant Director (Retired), Government Maternity Hospital, Nayapul, Hyderabad as the charge of causing the hospital to default on its contractual obligations under limited rate contracts for purchase of surgical items has been established against him.

2. In the reference second read above, Dr. that in the Inquiry Report, the Commissioner of Inquiries has clearly stated that there is an ambiguity in the limited tender notification of the period of validity as 12 / 6 months. This expression allows for alternate interpretations, such as 12 months or 6 months. Further, in his findings he has advised the Purchasing Authorities in the Department to clearly and unambiguously indicate the period of validity at the time of calling for quotations and to avoid such ambiguity. The order for supply of pediatric sets to M/s. Classic was placed by the Superintendent only, after a lapse of 6 ½ months under the impression that the early party, i.e., M/s. Dynamic had failed to supply the article at a lower rate than M/s. Class and in fact the prices were higher than M/s. Classic. He has further submitted that the Inquiry Officer has stated that the G.O. 48 does not specifically list the pediatric drip set as one of the items reserved for purchase from Registered SSIs. Variation in classification of pediatric drip set as reserved or not-reserved for SSI are possible. If pediatric drip set is a specialized product for babies, reservation for SSI may not apply.

3. Government after careful examination of the representation of Dr. B.Kalidas, Assistant Director (Retd.) observed that the delinquency on his part has been established after a comprehensive enquiry by the Commissioner of Inquiries and after considering all aspects of the case, the penalty of withholding of 10% pension for only two years was imposed. Further, review of the matter or reduction of penalty would be a travesty of justice. Government have therefore decided to reject the appeal of Dr. B.Kalidas, Assistant Director (Retired) to set aside the penalty and accordingly, the appeal petition of Dr. B.Kalidas, Assistant Director (Retired), Government Maternity Hospital, Nayapul, Hyderabad is hereby rejected.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. P.V.RAMESH
PRINCIPAL SECRETARY TO GOVERNMENT

To
Dr.B.Kalidas, Assistant Director (Retd.),
(through the Director of Medical Education, A.P., Hyderabad)
Copy to
The Director of Medical Education, A.P., Hyderabad.
Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER